

MINNESOTA COURT RULES

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SENTENCING GUIDELINES

5.A. Offense Severity Reference Table

Offenses subject to a mandatory life sentence, including first-degree murder and certain sex offenses under Minnesota Statutes, section 609.3455, subdivision 2, are excluded from the Guidelines by law.

| Severity Level | Offense Title | Statute Number |
|----------------|--|-------------------------|
| 11 | Adulteration | 609.687, subd. 3(1) |
| | Murder 2nd Degree (Intentional Murder; Unintentional Drive-By Shootings) | 609.19, subd. 1 |
| | Murder of an Unborn Child 2nd Degree | 609.2662(1) |
| 10 | Fleeing a Peace Officer (Death) | 609.487, subd. 4(a) |
| | Murder 2nd Degree (Unintentional Murder) | 609.19, subd. 2 |
| | Murder of an Unborn Child 2nd Degree | 609.2662(2) |
| | Murder 3rd Degree | 609.195(a) |
| | Murder of an Unborn Child 3rd Degree | 609.2663 |
| 9 | Assault 1st Degree | 609.221 |
| | Assault of an Unborn Child 1st Degree | 609.267 |
| | Controlled Substance Crime 1st Degree | 152.021 |
| | Manufacture Any Amount of Methamphetamine | 152.021, subd. 2a(a) |
| | Criminal Abuse of Vulnerable Adult (Death) | 609.2325, subd. 3(a)(1) |
| | Death of an Unborn Child in the Commission of Crime | 609.268, subd. 1 |
| | Engage or Hire a Minor to Engage in Prostitution | 609.324, subd. 1(a) |
| | Importing Controlled Substances Across State Borders | 152.0261 |
| | Kidnapping (Great Bodily Harm) | 609.25, subd. 2(2) |
| | Manslaughter 1st Degree | 609.20(1), (2) & (5) |
| | Manslaughter of an Unborn Child 1st Degree | 609.2664(1) & (2) |
| | Murder 3rd Degree | 609.195(b) |
| | Tampering with Witness, Aggravated 1st Degree | 609.498, subd. 1b |
| 8 | Aggravated Robbery 1st Degree | 609.245, subd. 1 |
| | Arson 1st Degree | 609.561 |
| | Burglary 1st Degree (w/Weapon or Assault) | 609.582, 1(b) & (c) |
| | Controlled Substance Crime 2nd Degree | 152.022 |
| | Criminal Abuse of Vulnerable Adult (Great Bodily Harm) | 609.2325, subd. 3(a)(2) |
| | Criminal Vehicular Homicide or Operation (Death) | 609.21, subd. 1a(a) |
| | Deprivation of Vulnerable Adult (Great Bodily Harm) | 609.233, subd. 2a(1) |
| | Drive-By Shooting (Toward a Person or Occupied Motor Vehicle or Building) | 609.66, subd. 1e(b) |
| | Emergency Telephone Calls and Communications (Reporting Fictitious Emergency Resulting in Serious Injury or Death) | 609.78, subd. 2a |
| | Escape with Violence from Felony Offense | 609.485, subd. 4(b) |
| | Great Bodily Harm Caused by Distribution of Drugs | 609.228 |
| | Identity Theft | 609.527, subd. 3(5) |
| | Kidnapping (Not in Safe Place or Victim Under 16) | 609.25, subd. 2(2) |

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| | Malicious Punishment of Child (Great Bodily Harm) | 609.377, subd. 6 |
| | Manslaughter 1st Degree | 609.20(3) & (4) |
| | Manslaughter of an Unborn Child 1st Degree | 609.2664(3) |
| | Manslaughter 2nd Degree - Culpable Negligence | 609.205(1) & (5) |
| | Manslaughter of an Unborn Child 2nd Degree | 609.2665(1) |
| | Riot 1st Degree | 609.71, subd. 1 |
| | Wildfire Arson (Damage over 100 Dwellings, Burns 1,500 Acres or More, or Crops in Excess of \$250,000) | 609.5641, subd. 1a(c) |
| 7 | Financial Exploitation of a Vulnerable Adult (Over \$35,000) | 609.2335 |
| | Felony Driving While Impaired 1st Degree | 169A.24 |
| | Wildfire Arson (Damage over Five Dwellings, Burns 500 Acres or More, or Crops in Excess of \$100,000) | 609.5641, subd. 1a(b) |
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| 6 | Aggravated Robbery 2nd Degree | 609.245, subd. 2 |
| | Assault 2nd Degree | 609.222 |
| | Burglary 1st Degree (Occupied Dwelling) | 609.582, subd. 1(a) |
| | Certain Persons Not to Have Firearms | 624.713, subd. 1(b); 609.165, subd. 1b |
| | Controlled Substance Crime 3rd Degree | 152.023 |
| | Discharge of Firearm at Occupied Transit Vehicle/Facility | 609.855, subd. 5 |
| | Explosive Device or Incendiary Device | 609.668, subd. 6 |
| | Failure to Affix Stamp on Cocaine | 297D.09, subd. 1 |
| | Failure to Affix Stamp on Hallucinogens or PCP | 297D.09, subd. 1 |
| | Failure to Affix Stamp on Heroin | 297D.09, subd. 1 |
| | Failure to Affix Stamp on Remaining Schedule I & II Narcotics | 297D.09, subd. 1 |
| | Fleeing Peace Officer (Great Bodily Harm) | 609.487, subd. 4(b) |
| | Kidnapping (Safe Release/No Great Bodily Harm) | 609.25, subd. 2(1) |
| | Price Fixing/Collusive Bidding | 325D.53, subd. 1(2)(a) |
| | Theft Over \$35,000 | 609.52, subd. 2(a)(3), (4), (15), & (16) with 609.52, subd. 3(1) |
| 5 | Arson 2nd Degree | 609.562 |
| | Burglary 2nd Degree | 609.582, subd. 2(a)(1) & (2), 2(b) |
| | Check Forgery (Over \$35,000) | 609.631, subd. 4(1) |
| | Criminal Vehicular Homicide or Operation (Great Bodily Harm) | 609.21, subd. 1a(b) |
| | Deprivation of Vulnerable Adult (Substantial Bodily Harm) | 609.233, subd. 2a(2) |
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| Emergency Telephone Calls and Communications (Blocks, Interferes, Prevents Using Multiple Communication Devices or Electronic Means) | 609.78, subd. 2b(2) |
| Engage or Hire a Minor to Engage in Prostitution | 609.324, subd. 1(b) |
| Financial Exploitation of a Vulnerable Adult (Over \$5,000) | 609.2335 |
| Financial Transaction Card Fraud (Over \$35,000) | 609.821, subd. 3(1)(i) |
| Interference with Emergency Communications | 609.776 |
| Manslaughter 2nd Degree - Hunting Accident | 609.205(2), (3), & (4) |
| Manslaughter of an Unborn Child 2nd Degree | 609.2665(2), (3), & (4) |
| Negligent Discharge of Explosive | 299F.83 |
| Perjury | 609.48, subd. 4(1) |
| Possession of Substances with Intent to Manufacture Methamphetamine | 152.0262 |
| Possession or Use (Unauthorized) of Explosives | 299F.79; 299F.80, subd. 1; 299F.82, subd. 1 |
| Price Fixing/Collusive Bidding | 325D.53, subd. 1(1), and subd. 1(2)(b) & (c) |
| Simple Robbery | 609.24 |
| Stalking (3rd or Subsequent Violations) | 609.749, subd. 4(b) |
| Stalking (Pattern of Stalking Conduct) | 609.749, subd. 5 |
| Tampering with Witness in the First Degree | 609.498, subd. 1a |
| Wildfire Arson (Demonstrable Bodily Harm) | 609.5641, subd. 1a(d) |

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| 4 | Adulteration | 609.687, subd. 3(2) |
| | Assault 2nd Degree of an Unborn Child | 609.2671 |
| | Assault 3rd Degree | 609.223, subd. 1, 2, & 3 |
| | Assault 5th Degree (3rd or Subsequent Violation) | 609.224, subd. 4 |
| | Bribery | 609.42; 90.41; 609.86 |
| | Bribery, Advancing Money, and Treating Prohibited | 211B.13 |
| | Bring Contraband into State Prison | 243.55 |
| | Bring Dangerous Weapon into County Jail | 641.165, subd. 2(b) |
| | Burglary 2nd Degree (Pharmacy/Tool) | 609.582, subd. 2(a)(3) & (4) |
| | Burglary 3rd Degree (Non Residential) | 609.582, subd. 3 |
| | Controlled Substance Crime 4th Degree | 152.024 |
| | Criminal Abuse of Vulnerable Adult (Substantial Bodily Harm) | 609.2325, subd. 3(a)(3) |
| | Dangerous Weapons on School Property | 609.66, subd. 1d(a) |
| | Domestic Assault | 609.2242, subd. 4 |
| | Domestic Assault by Strangulation | 609.2247 |
| | Emergency Telephone Calls and Communications (3rd or Subsequent, Making Calls When No Emergency Exists) | 609.78, subd. 2b(1) |
| | False Imprisonment (Substantial Bodily Harm) | 609.255, subd. 3(c) |
| | Financial Exploitation of a Vulnerable Adult (\$5,000 or Less) | 609.2335 |

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| | Fleeing a Peace Officer (Substantial Bodily Harm) | 609.487, subd. 4(c) |
| | Injury of an Unborn Child in Commission of Crime | 609.268, subd. 2 |
| | Malicious Punishment of Child (2nd or Subsequent Violation) | 609.377, subd. 3 |
| | Malicious Punishment of Child (Bodily Harm) | 609.377, subd. 4 |
| | Malicious Punishment of Child (Substantial Bodily Harm) | 609.377, subd. 5 |
| | Negligent Fires (Great Bodily Harm) | 609.576, subd. 1(1) |
| | Perjury | 609.48, subd. 4(2) |
| | Precious Metal and Scrap Metal Dealers, Receiving Stolen Goods (2nd or Subsequent Violation) | 609.526 |
| | Receiving Stolen Property (Firearm) | 609.53 |
| | Security Violations (Over \$2,500) | 80A.68; 80B.10, subd. 1; 80C.16, subd. 3(a) & (b) |
| | Sports Bookmaking | 609.76, subd. 2 |
| | Stalking (Aggravated Violations) | 609.749, subd. 3(a), (b) |
| | Stalking (2nd or Subsequent Violation) | 609.749, subd. 4(a) |
| | Terroristic Threats | 609.713, subd. 1 |
| | Theft From Person | 609.52 |
| | Theft of Controlled Substances | 609.52, subd. 3(2) |
| | Theft of Firearm | 609.52, subd. 3(1) |
| | Theft of Incendiary Device | 609.52, subd. 3(2) |
| | Theft of Motor Vehicle | 609.52, subd. 2(a)(1) |
| | Use of Drugs to Injure or Facilitate Crime | 609.235 |
| | Violation of a Domestic Abuse No Contact Order | 629.75, subd. 2(d) |
| | Violation of an Order for Protection | 518B.01, subd. 14(d) |
| | Violation of Harassment Restraining Order | 609.748, subd. 6(d) |
| | Weapon in Courthouse or Certain State Buildings | 609.66, subd. 1g |
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| 3 | Anhydrous Ammonia (Tamper/Theft/Transport) | 152.136 |
| | Arson 3rd Degree | 609.563 |
| | Bringing Stolen Goods into State (Over \$5,000) | 609.525 |
| | Check Forgery (Over \$2,500) | 609.631, subd. 4(2) |
| | Coercion (Threat Bodily Harm) | 609.27, subd. 1(1) |
| | Coercion (\$2,500 or More) | 609.27, subd. 1(2), (3), (4), & (5) |
| | Computer Damage (Over \$2,500) | 609.88 |
| | Computer Theft (Over \$2,500) | 609.89 |
| | Criminal Vehicular Homicide or Operation (Substantial Bodily Harm) | 609.21, subd. 1a(c) |
| | Damage or Theft to Energy Transmission, Telecommunications | 609.593 |
| | Damage to Property (Risk Bodily Harm) | 609.595, subd. 1(1) |
| | Damages; Illegal Molestation of Human Remains; Burials; Cemeteries | 307.08, subd. 2(a) |
| | Dangerous Smoking | 609.576, subd. 2 |
| | Dangerous Trespass, Railroad Tracks | 609.85(1) |

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| Dangerous Weapons/Certain Persons Not to Have Firearms | 609.67, subd. 2; 624.713, subd. 1(a) |
| Depriving Another of Custodial or Parental Rights | 609.26, subd. 6(a)(2) |
| Disarming a Peace Officer | 609.504 |
| Drive-By Shooting (Unoccupied Motor Vehicle or Building) | 609.66, subd. 1e(a) |
| Embezzlement of Public Funds (Over \$2,500) | 609.54 |
| Engage or Hire a Minor to Engage in Prostitution | 609.324, subd. 1(c) |
| Escape from Civil Commitment, Sexually Dangerous Persons | 609.485, subd. 4(a)(5) |
| Escape from Felony Offense | 609.485, subd. 4(a)(1) |
| False Imprisonment (Demonstrable Bodily Harm) | 609.255, subd. 3(b) |
| False Imprisonment (Restraint) | 609.255, subd. 2 |
| False Traffic Signal | 609.851, subd. 2 |
| Financial Transaction Card Fraud (Over \$2,500) | 609.821, subd. 2(1), (2), (5), (6), (7), & (8) |
| Firearm Silencer (Public Housing, School, or Park Zone) | 609.66, subd. 1a(a)(1) |
| Gambling Taxes | 297E.13, subd. 1-4 |
| Hinder Logging (Great Bodily Harm) | 609.591, subd. 3(1) |
| Identity Theft | 609.527, subd. 3(4) |
| Insurance Tax | 297I.90, subd. 1& 2 |
| Intentional Release of Harmful Substance | 624.732, subd. 2 |
| Methamphetamine Crimes Involving Children and Vulnerable Adults | 152.137 |
| Motor Vehicle Use Without Consent | 609.52, subd. 2(a)(17) |
| Obstructing Legal Process, Arrest, Firefighting, or Ambulance Service Personnel Crew | 609.50, subd. 2 |
| Possession of Burglary Tools | 609.59 |
| Possession of Code Grabbing Devices | 609.586, subd. 2 |
| Possession of Shoplifting Gear | 609.521 |
| Possession or Sale of Stolen or Counterfeit Check | 609.528, subd. 3(4) |
| Precious Metal and Scrap Metal Dealers, Receiving Stolen Goods (\$1,000 or More) | 609.526, subd. 2(1) |
| Receiving Stolen Goods (Over \$5,000) | 609.53 |
| Rustling and Livestock Theft (Over \$2,500) | 609.551 |
| Security Violations (\$2,500 or Less) | 80A.68; 80B.10, subd. 1; 80C.16, subd. 3(a) & (b) |
| Tampering with Fire Alarm System (Results in Bodily Harm) | 609.686, subd. 2 |
| Tax Evasion Laws | 289A.63 |
| Tear Gas & Tear Gas Compounds; Electronic Incapacitation Devices | 624.731, subd. 8(a) |
| Telecommunications and Information Services; Obtaining Services By Fraud (Over \$2,500) | 609.893, subd. 1 |
| Theft Crimes (Over \$5,000) | <i>See section 7: Theft Offense List</i> |
| Theft of Controlled Substances | 609.52, subd. 3(3)(b) |
| Theft of Public Records | 609.52 |
| Theft of Trade Secret | 609.52, subd. 2(a)(8) |
| Unauthorized Presence at Camp Ripley | 609.396, subd. 2 |

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| 2 | Accidents (Death) | 169.09, subd. 14(a)(1) |
| | Aggravated Forgery (Misc.) (Non-Check) | 609.625; 609.635; 609.64 |
| | Bribery of Participant or Official in Contest | 609.825, subd. 2 |
| | Bringing Stolen Goods into State (\$1,001 - \$5,000) | 609.525 |
| | Bringing Stolen Goods into State (\$501 - \$1,000, w/Previous Conviction) | 609.525 |
| | Cellular Counterfeiting 1st Degree | 609.894, subd. 4 |
| | Check Forgery (\$251 - \$2,500) | 609.631, subd. 4(3)(a) |
| | Coercion (\$301 - \$2,499) | 609.27, subd. 1(2), (3), (4), & (5) |
| | Computer Damage (\$2,500 or Less) | 609.88 |
| | Computer Theft (\$2,500 or Less) | 609.89 |
| | Controlled Substance in the Fifth Degree | 152.025 |
| | Counterfeited Intellectual Property | 609.895, subd. 3(a) |
| | Damage to Property (Over \$500/Service to Public) | 609.595, subd. 1(2), (3), & (4) |
| | Discharge of Firearm (Intentional) | 609.66, subd. 1a(a)(2) |
| | | 609.66, subd. 1a(a)(2) & |
| | Discharge of Firearm (Public Housing, School, or Park Zone)(3) | |
| | Dishonored Check (Over \$500) | 609.535, subd. 2a(a)(1) |
| | Duty to Render Aid (Death or Great Bodily Harm) | 609.662, subd. 2(b)(1) |
| | Electronic Use of False Pretense to Obtain Identity | 609.527, subd. 5a |
| | Embezzlement of Public Funds (\$2,500 or Less) | 609.54 |
| | Failure to Affix Stamp on Remaining Schedule I, II, & III Non-Narcotics | 297D.09, subd. 1 |
| | Failure to Control a Regulated Animal (Great Bodily Harm or Death) | 346.155, subd. 10(e) |
| | Financial Transaction Card Fraud (\$2,500 or Less) | 609.821, subd. 2(1), (2), (5), (6), (7), & (8) |
| | Firearm Silencer | 609.66, subd. 1a(a)(1) |
| | Furnishing a Dangerous Weapon | 609.66, subd. 1c |
| | Furnishing Firearm to Minor | 609.66, subd. 1b |
| | Gambling Regulations | 349.2127, subd. 1-6; 349.22, subd. 4 |
| | Identity Theft | 609.527, subd. 3(3) |
| | Mail Theft | 609.529 |
| | Negligent Fires (Damage \$2,500 or More) | 609.576, subd. 1(3)(iii) |
| | Possession or Sale of Stolen or Counterfeit Check | 609.528, subd. 3(3) |
| | Precious Metal and Scrap Metal Dealers, Receiving Stolen Goods (Less than \$1,000) | 609.526, subd. 2(2) |
| | Precious Metal Dealers, Regulatory Provisions | 325F.743 |
| | Receiving Stolen Goods (\$5,000 or Less) | 609.53 |
| | Residential Mortgage Fraud | 609.822 |
| | Riot 2nd Degree | 609.71, subd. 2 |

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| | Rustling and Livestock Theft (\$2,500 or Less) | 609.551 |
| | Sale of Synthetic Cannabinoids | 152.027, subd. 6(c) |
| | Telecommunications and Information Services; Obtaining Services by Fraud (\$2,500 or Less) | 609.893, subd. 1 |
| | Telecommunications and Information Services; Facilitation of Telecommunications Fraud | 609.893, subd. 2 |
| | Terroristic Threats | 609.713, subd. 2 |
| | Theft Crimes (\$5,000 or Less) | <i>See section 7: Theft Offense List</i> |
| | Theft (Looting) | 609.52 |
| | Theft (\$1,000 or Less; Risk of Bodily Harm) | 609.52, subd. 3a(1) |
| | Transfer Pistol to Ineligible Person | 624.7141, subd. 2 |
| | Transfer Pistol to Minor | 624.7132, subd. 15(b) |
| | Unlawful Possession or Use of Scanning Device or Reencoder | 609.527, subd. 5b |
| | Wildfire Arson | 609.5641, subd. 1a(a) |
| 1 | Accidents (Great Bodily Harm) | 169.09, subd. 14(a)(2) |
| | Altering Livestock Certificate | 35.824 |
| | Assault 4th Degree | 609.2231, subds. 1, 2, 3, & 3a |
| | Assault Weapon in Public if Under 21 | 624.7181, subd. 2 |
| | Assaulting or Harming a Police Horse | 609.597, subd. 3(3) |
| | Assaults Motivated by Bias | 609.2231, subd. 4(b) |
| | Aiding Offender to Avoid Arrest | 609.495, subd. 1 |
| | Bullet-Resistant Vest During Commission of Crime | 609.486 |
| | Cable Communication Systems Interference | 609.80, subd. 2 |
| | Cellular Counterfeiting 2nd Degree | 609.894, subd. 3 |
| | Certification for Title on Watercraft | 86B.865, subd. 1 |
| | Check Forgery (\$250 or Less) | 609.631, subd. 4(3)(b) |
| | Child Neglect/Endangerment | 609.378 |
| | Counterfeited Intellectual Property | 609.895, subd. 3(b) |
| | Crime Committed for Benefit of Gang | 609.229, subd. 3(c) |
| | Criminal Damage to Property Motivated by Bias | 609.595, subd. 1a(a) |
| | Criminal Use of Real Property (Movie Pirating) | 609.896 |
| | Depriving Another of Custodial or Parental Rights | 609.26, subd. 6(a)(1) |
| | Discharge of Firearm (Reckless) | 609.66, subd. 1a(a)(3) |
| | Discharge of Firearm at Unoccupied Transit Vehicle/Facility | 609.855, subd. 5 |
| | Duty to Render Aid (Substantial Bodily Harm) | 609.662, subd. 2(b)(2) |
| | Escape from Civil Commitment | 609.485, subd. 4(a)(4) |
| | Escape, Mental Illness | 609.485, subd. 4(a)(2) |
| | Failure to Affix Stamp on Marijuana/Hashish/Tetrahydrocannabinols | 297D.09, subd. 1 |
| | Failure to Affix Stamp on Schedule IV Substances | 297D.09, subd. 1 |
| | Failure to Appear in Court | 609.49; 588.20, subd. 1 |

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| False Bill of Lading | 228.45; 228.47; 228.49; 228.50; 228.51 |
| False Certification by Notary Public | 609.65(1) |
| False Declaration | 256.984 |
| False Information - Certificate of Title Application | 168A.30, subd. 1 |
| Financial Transaction Card Fraud | 609.821, subd. 2(3) & (4) |
| Fleeing a Peace Officer | 609.487, subd. 3 |
| Forgery | 609.63 |
| Forgery Related Crimes | <i>See Forgery Related Offense List</i> |
| Fraudulent Drivers' Licenses and Identification Cards | 609.652 |
| Fraudulent Statements | 609.645 |
| Insurance Regulations | 62A.41 |
| Interference with Privacy (Subsequent Violations & Minor Victim) | 609.746, subd. 1(e) |
| Interference with Transit Operator | 609.855, subd. 2(c)(1) |
| Leaving State to Evade Establishment of Paternity | 609.31 |
| Liquor Taxation (Criminal Penalties) | 297G.19, subds. 3, 4(c), 5(c) |
| Lottery Fraud | 609.651, subd. 1 with subd. 4(a) |
| Nonsupport of Spouse or Child | 609.375, subd. 2a |
| Pistol without a Permit (Subsequent Violations) | 624.714, subd. 1a |
| Prize Notices and Solicitations | 325F.755, subd. 7 |
| Prostitution Crimes (Gross Misdemeanor Level) Committed in School or Park Zones | 609.3242, subd. 2(2) |
| Remove or Alter Serial Number on Firearm | 609.667 |
| Sale of Simulated Controlled Substance | 152.097 |
| Tampering with a Fire Alarm (Potential for Bodily Harm) | 609.686, subd. 2 |
| Tax on Petroleum and Other Fuels (Willful Evasion) | 296A.23, subd. 2 |
| Terroristic Threats | 609.713, subd. 3(a) |
| Theft from Abandoned or Vacant Building (\$1,000 or Less) | 609.52, subd. 3(3)(d)(iii) |
| Unlawful Acts Involving Liquor | 340A.701 |
| Voting Violations | Chapters 201, 203B, & 204C |

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| UNRANKED | Abortion | 617.20; 617.22; 145.412 |
| | Accomplice After the Fact | 609.495, subd. 3 |
| | Adulteration | 609.687, subd. 3(3) |
| | Aiding Suicide | 609.215 |
| | Altering Engrossed Bill | 3.191 |
| | Animal Fighting | 343.31(a)(b) |
| | Assaulting or Harming a Police Horse | 609.597, subd. 3(1) & (2) |
| | Bigamy | 609.355 |
| | Cigarette Tax and Regulation Violations | 297F.20 |

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| Collusive Bidding/Price Fixing | 325D.53, subds. 1(3), 2, & 3 |
| Computer Encryption | 609.8912 |
| Concealing Criminal Proceeds; Engaging in Business | 609.496; 609.497 |
| Corrupting Legislator | 609.425 |
| Counterfeiting of Currency | 609.632 |
| Damage to Property of Critical Public Service Facilities, Utilities, and Pipelines | 609.594 |
| Escape with Violence from Gross Misdemeanor or Misdemeanor Offense | 609.485, subd. 4(a)(3) |
| Failure to Report | 626.556, subd. 6 |
| Falsely Impersonating Another | 609.83 |
| Female Genital Mutilation | 609.2245 |
| Forced Execution of a Declaration | 145B.105 |
| Fraudulent or Improper Financing Statements | 609.7475 |
| Gambling Acts (Cheating, Certain Devices Prohibited; Counterfeit Chips; Manufacture, Sale, Modification of Devices; Instruction) | 609.76, subd. 3, 4, 5, 6, & 7 |
| Hazardous Wastes | 609.671 |
| Horse Racing - Prohibited Act | 240.25 |
| Incest | 609.365 |
| Insurance Fraud - Employment of Runners | 609.612 |
| Interstate Compact Violation | 243.161 |
| Issuing a Receipt for Goods One Does Not Have | 227.50 |
| Issuing a Second Receipt Without "Duplicate" on It | 227.52 |
| Killing or Harming a Public Safety Dog | 609.596, subd. 1 |
| Labor Trafficking | 609.282 |
| Lawful Gambling Fraud | 609.763 |
| Metal Penetrating Bullets | 624.7191 |
| Midwest Interstate Low-Level Radioactive Waste Compact; Enforcement of Compact and Laws | 116C.835 |
| Misprision of Treason | 609.39 |
| Motor Vehicle Excise Tax | 297B.10 |
| Obscene Materials; Distribution | 617.241, subd. 4 |
| Obstructing Military Forces | 609.395 |
| Pipeline Safety | 299J.07, subd. 2 |
| Police Radios During Commission of Crime | 609.856 |
| Racketeering, Criminal Penalties (RICO) | 609.904 |
| Real and Simulated Weapons of Mass Destruction | 609.712 |
| Refusal to Assist | 6.53 |
| Sale of Membership Camping Contracts | 82A.03; 82A.13; 82A.25 |
| Service Animal Providing Service | 343.21, subd. 9(f) (h) |
| State Lottery Fraud | 609.651, subd. 1 with 4(b) and subd. 2 & 3 |
| Subdivided Land Fraud | 83.43 |
| Torture or Cruelty to Pet or Companion Animal | 343.21, subd. 9(c) (d) (g) (i) |

MINNESOTA COURT RULES

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| | Treason | 609.385 |
| | Unauthorized Computer Access | 609.891 |
| | Unlawful Conduct with Documents in Furtherance of Labor or Sex Trafficking | 609.283 |
| | Unlawful Transfer of Sounds; Sales | 325E.201 |
| | Warning Subject of Investigation | 609.4971 |
| | Warning Subject of Surveillance or Search | 609.4975 |
| | Wire Communications Violations | 626A.02, subd. 4; 626A.03, subd. 1(b)(iii); 626A.26, subd. 2(1)(ii) |
| A | Criminal Sexual Conduct 1st Degree | 609.342 |
| B | Criminal Sexual Conduct 2nd Degree | 609.343, subd. 1(c) (d) (e) (f) (h) |
| | Solicits, Promotes, or Receives Profit Derived from Prostitution; Sex Trafficking 1st Degree | 609.322, subd. 1(a) |
| C | Criminal Sexual Conduct 3rd Degree | 609.344, subd. 1(c) (d) (g) (h) (i) (j) (k) (l) (m) (n) (o) |
| | Solicits, Promotes, or Receives Profit Derived from Prostitution; Sex Trafficking 2nd Degree | 609.322, subd. 1a |
| D | Criminal Sexual Conduct 2nd Degree | 609.343, subd. 1(a) (b) (g) |
| | Criminal Sexual Conduct 3rd Degree | 609.344, subd. 1(a) (b) (e) (f) |
| | Dissemination of Child Pornography (Subsequent or by Predatory Offender) | 617.247, subd. 3 |
| E | Criminal Sexual Conduct 4th Degree | 609.345, subd. 1(c) (d) (g) (h) (i) (j) (k) (l) (m) (n) (o) |
| | Use Minors in Sexual Performance | 617.246, subds. 2, 3, 4 |
| | Dissemination of Child Pornography | 617.247, subd. 3 |
| F | Criminal Sexual Conduct 4th Degree | 609.345, subd. 1(a) (b) (e) (f) |
| | Possession of Child Pornography (Subsequent or by Predatory Offender) | 617.247, subd. 4 |
| G | Criminal Sexual Conduct 5th Degree | 609.3451, subd. 3 |
| | Solicitation of Children to Engage in Sexual Conduct | 617.352, subd. 2 |
| | Solicitation of Children to Engage in Sexual Conduct (Electronic) | 609.352, subd. 2a |
| | Indecent Exposure | 617.23, subd. 3 |
| | Possession of Child Pornography | 617.247, subd. 4 |
| H | Failure to Register as a Predatory Offender | 243.166, subd. 5(b) (c) |

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5.B. Severity Level By Statutory Citation

Offenses subject to a mandatory life sentence, including first-degree murder and certain sex offenses under Minnesota Statutes, section 609.3455, subdivision 2, are excluded from the Guidelines by law.

| Statute Number | Offense Title | Severity Level |
|--|---|----------------|
| 3.191 | Altering Engrossed Bill | Unranked |
| 6.53 | Refusal to Assist | Unranked |
| 35.824 | Altering Livestock Certificate | 1 |
| 62A.41 | Insurance Regulations | 1 |
| 80A.68 or 80B.10, subd. 1 or 80C.16, subd. 3(a)(b) | Securities Violation (Over \$2,500) | 4 |
| 80A.68 or 80B.10, subd. 1 or 80C.16, subd. 3(a)(b) | Securities Violation (\$2,500 or Less) | 3 |
| 82A.03; 82A.13; or 82A.25 | Sale of Membership Camping Contracts | Unranked |
| 83.43 | Subdivided Land Fraud | Unranked |
| 86B.865, subd. 1 | Certification for Title on Watercraft | 1 |
| 90.41, subd. 1 | Bribery (State Appraiser and Scaler) | 4 |
| 116C.835 | Midwest Interstate Low-Level Radioactive Waste Compact; Enforcement of Compact and Laws | Unranked |
| 145.412 | Abortion | Unranked |
| 145B.105 | Forced Execution of a Declaration | Unranked |
| 152.021 | Controlled Substance Crime 1st Degree | 9 |
| 152.021, subd. 2a(a) | Manufacture any Amount of Methamphetamine | 9 |
| 152.022 | Controlled Substance Crime 2nd Degree | 8 |
| 152.023 | Controlled Substance Crime 3rd Degree | 6 ¹ |
| 152.024 | Controlled Substance Crime 4th Degree | 4 |
| 152.025 | Controlled Substance Crime 5th Degree | 2 |
| 152.0261 | Importing Controlled Substances Across State Borders | 9 |
| 152.0262 | Possession of Substances with Intent to Manufacture Methamphetamine | 5 |
| 152.027, subd. 6(c) | Sale of Synthetic Cannabinoids | 2 |
| 152.097 | Sale of Simulated Controlled Substance | 1 |
| 152.136 | Anhydrous Ammonia (Tamper/Theft/Transport) | 3 |
| 152.137 | Methamphetamine Crimes Involving Children and Vulnerable Adults | 3 |
| 168A.30, subd. 1 | False Information - Certificate of Title Application | 1 |
| 169.09, subd. 14(a)(1) | Accidents (Death) | 2 |
| 169.09, subd. 14(a)(2) | Accidents (Great Bodily Harm) | 1 |
| 169A.24 | Felony Driving While Impaired 1st Degree | 7 ¹ |
| 176.178 | Workers Compensation Fraud (Over \$5,000) | 3 |
| 176.178 | Workers Compensation Fraud (\$5,000 or Less) | 2 |
| 201, 203B, 204C (Chapters) | Voting Violations | 1 |
| 211B.13 | Bribery, Advancing Money, and Treating Prohibited | 4 |
| 227.50 | Issuing a Receipt for Goods One Does Not Have | Unranked |

MINNESOTA COURT RULES

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| 227.52 | Issuing a Second Receipt without "Duplicate" on it | Unranked |
| 228.45; 228.47; 228.49; 228.50; 228.51 | False Bill of Lading | 1 |
| 240.25 | Horse Racing (Prohibited Act) | Unranked |
| 243.161 | Interstate Compact Violation | Unranked |
| 243.166, subd. 5(b) | Registration of Predatory Offenders | H |
| 243.166, subd. 5(c) | Registration of Predatory Offenders (2nd or Subsequent Violations) | H |
| 243.55 | Bringing Contraband into State Prison | 4 |
| 256.98 | Welfare Fraud (Over \$5,000) | 3 |
| 256.98 | Welfare Fraud (\$5,000 or Less) | 2 |
| 256.984 | False Declaration | 1 |
| 268.182 | False Representations (Over \$5,000) | 3 |
| 268.182 | False Representations (\$5,000 or Less) | 2 |
| 289A.63 | Tax Evasion Laws | 3 |
| 296A.23, subd. 2 | Tax on Petroleum and Other Fuels (Willful Evasion) | 1 |
| 297B.10 | Motor Vehicle Excise Tax | Unranked |
| 297D.09, subd. 1 | Failure to Affix Stamp on Cocaine | 6 |
| 297D.09, subd. 1 | Failure to Affix Stamp on Hallucinogens or PCP (Angel Dust), Incl. LSD | 6 |
| 297D.09, subd. 1 | Failure to Affix Stamp on Heroin | 6 |
| 297D.09, subd. 1 | Failure to Affix Stamp on Remaining Schedule I and II Narcotics | 6 |
| 297D.09, subd. 1 | Failure to Affix Stamp on Remaining Schedule I, II, & III Non-Narcotics | 2 |
| 297D.09, subd. 1 | Failure to Affix Stamp on Marijuana/Hashish/Tetrahydrocannabinols | 1 |
| 297D.09, subd. 1 | Failure to Affix Stamp on Schedule IV Substance | 1 |
| 297E.13, subd. 1-4 | Gambling Taxes | 3 |
| 297F.20 | Cigarette Tax and Regulation Violations | Unranked |
| 297G.19, subd. 3, 4(c), 5(c) | Liquor Taxation (Criminal Penalties) | 1 |
| 297I.90, subd. 1& 2 | Insurance Tax | 3 |
| 299F.79 | Intent to Manufacture Explosives | 5 |
| 299F.80, subd. 1 | Possession of Explosives Without Permit | 5 |
| 299F.82, subd. 1 | Transfer of Explosives | 5 |
| 299F.83 | Negligent Discharge of Explosive | 5 |
| 299J.07, subd. 2 | Pipeline Safety | Unranked |
| 307.08, subd. 2(a) | Damages; Illegal Molestation of Human Remains; Burials; Cemeteries | 3 |
| 325D.53, subd. 1(2)(a) | Price Fixing/Collusive Bidding | 6 |
| 325D.53, subd. 1(1), subd. 1(2)(b)(c) | Price Fixing/Collusive Bidding | 5 |
| 325D.53, subd. 1(3), subd. 2 & 3 | Price Fixing/Collusive Bidding | Unranked |
| 325E.201 | Unlawful Transfer of Sounds; Sales | Unranked |
| 325F.743 | Precious Metal Dealers, Regulatory Provisions | 2 |

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SENTENCING GUIDELINES

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| 325F.755, subd. 7 | Prize Notices and Solicitations | 1 |
| 340A.701 | Unlawful Acts Involving Liquor | 1 |
| 343.21, subd. 9(c)(d)(g)(i) | Torture or Cruelty to Pet or Companion Animal | Unranked |
| 343.21, subd. 9(f)(h) | Service Animal Providing Service | Unranked |
| 343.31 (a)(b) | Animal Fighting | Unranked |
| 346.155 | Failure to Control a Regulated Animal (Great Bodily Harm or Death) | 2 |
| 349.2127, subd. 1-6; 349.22, subd. 4 | Gambling Regulations | 2 |
| 393.07, subd. 10 | Federal Food Stamp Program (Over \$5,000) | 3 |
| 393.07, subd. 10 | Federal Food Stamp Program (\$5,000 or Less) | 2 |
| 471.392 | False Declaration of Claim (Over \$5,000) | 3 |
| 471.392 | False Declaration of Claim (\$5,000 or Less) | 2 |
| 514.02, subd. 1(b) | Non-payment for Improvement (Over \$5,000; Proceeds of Payments; Acts Constituting Theft) | 3 |
| 514.02, subd. 1(b) | Non-payment for Improvement (\$5,000 or Less; Proceeds of Payments; Acts Constituting Theft) | 2 |
| 518B.01, subd. 14(d) | Violation of an Order for Protection | 4 |
| 588.20, subd. 1 | Failure to Appear in Court | 1 |
| 609.165, subd. 1b | Certain Persons Not to Have Firearms | 6 |
| 609.19, subd. 1 | Murder 2nd Degree (Intentional Murder; Unintentional Drive-By-Shootings) | 11 |
| 609.19, subd. 2 | Murder 2nd Degree (Unintentional Murder) | 10 |
| 609.195(a) | Murder 3rd Degree | 10 |
| 609.195(b) | Murder 3rd Degree | 9 |
| 609.20(1), (2) & (5) | Manslaughter 1st Degree | 9 |
| 609.20(3) & (4) | Manslaughter 1st Degree | 8 |
| 609.205(1) & (5) | Manslaughter 2nd Degree - Culpable Negligence | 8 |
| 609.205(2), (3) & (4) | Manslaughter 2nd Degree - Hunting Accident | 5 |
| 609.21, subd. 1a(a) | Criminal Vehicular Homicide or Operation (Death) | 8 |
| 609.21, subd. 1a(b) | Criminal Vehicular Homicide or Operation - (Great Bodily Harm) | 5 |
| 609.21, subd. 1a(c) | Criminal Vehicular Homicide or Operation (Substantial Bodily Harm) | 3 |
| 609.215 | Aiding Suicide | Unranked |
| 609.221 | Assault 1st Degree (Great Bodily Harm) | 9 |
| 609.222 | Assault 2nd Degree (Dangerous Weapon) | 6 |
| 609.223, subd. 1 | Assault 3rd Degree (Substantial Bodily Harm) | 4 ² |
| 609.223, subd. 2 | Assault 3rd Degree (Bodily Harm, Pattern of Child Abuse) | 4 |
| 609.223, subd. 3 | Assault 3rd Degree (Bodily Harm, Victim under 4) | 4 |
| 609.2231, subd. 1 | Assault 4th Degree (Bodily Harm, Peace Officer) | 1 |
| 609.2231, subd. 2 | Assault 4th Degree (Bodily Harm, Firefighters and Emergency Medical Personnel) | 1 |
| 609.2231, subd. 3 | Assault 4th Degree (Bodily Harm, Corrections Employee) | 1 ² |
| 609.2231, subd. 3a | Assault 4th Degree (Bodily Harm, Secure Treatment Facility Personnel) | 1 ² |
| 609.2231, subd. 4(b) | Assaults Motivated by Bias | 1 |

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|-----------------------------|--|-----------------------|
| 609.224, subd. 4 | Assault 5th Degree (3rd or Subsequent Violation) | 4 |
| 609.2241 | Knowing Transfer of Communicable Disease | see note ³ |
| 609.2242, subd. 4 | Domestic Assault | 4 |
| 609.2245 | Female Genital Mutilation | Unranked |
| 609.2247 | Domestic Assault by Strangulation | 4 |
| 609.228 | Great Bodily Harm Caused by Distribution of Drugs | 8 |
| 609.229, subd. 3(a) | Crime Committed for Benefit of Gang | see note ⁴ |
| 609.229, subd. 3(c) | Crime Committed for Benefit of Gang | 1 |
| 609.2325, subd. 3(a)(1) | Criminal Abuse of Vulnerable Adult (Death) | 9 |
| 609.2325, subd. 3(a)(2) | Criminal Abuse of Vulnerable Adult (Great Bodily Harm) | 8 |
| 609.2325, subd. 3(a)(3) | Criminal Abuse of Vulnerable Adult (Substantial Bodily Harm) | 4 |
| 609.233, subd. 2a(1) | Deprivation of Vulnerable Adult (Great Bodily Harm) | 8 |
| 609.233, subd. 2a(2) | Deprivation of Vulnerable Adult (Substantial Bodily Harm) | 5 |
| 609.2335 | Financial Exploitation of Vulnerable Adult (Over \$35,000) | 7 |
| 609.2335 | Financial Exploitation of Vulnerable Adult (Over \$5,000) | 5 |
| 609.2335 | Financial Exploitation of Vulnerable Adult (\$5,000 or Less) | 4 |
| 609.235 | Use of Drugs to Injure or Facilitate Crime | 4 |
| 609.24 | Simple Robbery | 5 |
| 609.245, subd. 1 | Aggravated Robbery 1st Degree | 8 |
| 609.245, subd. 2 | Aggravated Robbery 2nd Degree | 6 |
| 609.25, subd. 2(1) | Kidnapping (Safe Release/No Great Bodily Harm) | 6 |
| 609.25, subd. 2(2) | Kidnapping (Great Bodily Harm) | 9 |
| 609.25, subd. 2(2) | Kidnapping (Unsafe Release) | 8 |
| 609.25, subd. 2(2) | Kidnapping (Victim under 16) | 8 |
| 609.255, subd. 2 | False Imprisonment (Restraint) | 3 |
| 609.255, subd. 3(b) | False Imprisonment (Demonstrable Bodily Harm) | 3 |
| 609.255, subd. 3(c) | False Imprisonment (Substantial Bodily Harm) | 4 |
| 609.26, subd. 6(a)(1) | Depriving Another of Custodial or Parental Rights | 1 |
| 609.26, subd. 6(a)(2) | Depriving Another of Custodial or Parental Rights | 3 |
| 609.2662(1) | Murder of an Unborn Child 2nd Degree | 11 |
| 609.2662(2) | Murder of an Unborn Child 2nd Degree | 10 |
| 609.2663 | Murder of an Unborn Child 3rd Degree | 10 |
| 609.2664(1) & (2) | Manslaughter of an Unborn Child 1st Degree | 9 |
| 609.2664(3) | Manslaughter of an Unborn Child 1st Degree | 8 |
| 609.2665(1) | Manslaughter of an Unborn Child 2nd Degree | 8 |
| 609.2665(2), (3), & (4) | Manslaughter of an Unborn Child 2nd Degree | 5 |
| 609.267 | Assault of an Unborn Child 1st Degree | 9 |
| 609.2671 | Assault of an Unborn Child 2nd Degree | 4 |
| 609.268, subd. 1 | Death of an Unborn Child in Commission of Crime | 9 |
| 609.268, subd. 2 | Injury of an Unborn Child in Commission of Crime | 4 |
| 609.27, subd. 1(1) | Coercion (Threat Bodily Harm) | 3 |
| 609.27, subd. 1(2)(3)(4)(5) | Coercion (Property Value Over \$2,500) | 3 |
| 609.27, subd. 1(2)(3)(4)(5) | Coercion (Property Value \$301 - \$2,500) | 2 |
| 609.282 | Labor Trafficking | Unranked |

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| 609.283 | Unlawful Conduct with Documents in Furtherance of Labor or Sex Trafficking | Unranked |
| 609.31 | Leaving State to Evade Paternity | 1 |
| 609.322, subd. 1(a) | Solicits, Promotes, or Receives Profit Derived from Prostitution; Sex Trafficking 1st Degree | B |
| 609.322, subd. 1(b) | Aggravating Factors for Solicitation or Promotion of Prostitution; Sex Trafficking | see note ⁵ |
| 609.322, subd. 1a | Solicits, Promotes, or Receives Profit Derived from Prostitution; Sex Trafficking 2nd Degree | C |
| 609.324, subd. 1(a) | Engage or Hire a Minor to Engage in Prostitution | 9 |
| 609.324, subd. 1(b) | Engage or Hire a Minor to Engage in Prostitution | 5 |
| 609.324, subd. 1(c) | Engage or Hire a Minor to Engage in Prostitution | 3 |
| 609.3242, subd. 2(2) | Prostitution Crimes (Gross Misd. Level) Committed in School or Park Zones | 1 |
| 609.342 | Criminal Sexual Conduct 1st Degree | A |
| 609.343, subd. 1(a)(b)(g) | Criminal Sexual Conduct 2nd Degree | D |
| 609.343, subd. 1(c)(d)(e) (f)(h) | Criminal Sexual Conduct 2nd Degree | B |
| 609.344, subd. 1(a) | Criminal Sexual Conduct 3rd Degree (By Definition Perpetrator Must be a Juvenile) | D |
| 609.344, subd. 1(b)(e)(f) | Criminal Sexual Conduct 3rd Degree | D |
| 609.344, subd. 1(c)(d)(g) (h)(i)(j)(k)(l)(m)(n)(o) | Criminal Sexual Conduct 3rd Degree | C |
| 609.345, subd. 1(a) | Criminal Sexual Conduct 4th Degree (By Definition Perpetrator Must be a Juvenile) | F |
| 609.345, subd. 1(b)(e)(f) | Criminal Sexual Conduct 4th Degree | F |
| 609.345, subd. 1(c)(d)(g) (h)(i)(j)(k)(l)(m)(n)(o) | Criminal Sexual Conduct 4th Degree | E |
| 609.3451, subd. 3 | Criminal Sexual Conduct 5th Degree | G |
| 609.3453 | Criminal Sexual Predatory Conduct | see note ⁶ |
| 609.352, subd. 2 | Solicitation of Children to Engage in Sexual Conduct | G |
| 609.352, subd. 2a | Solicitation of Children to Engage in Sexual Conduct (Electronic) | G |
| 609.355 | Bigamy | Unranked |
| 609.365 | Incest | Unranked |
| 609.375, subd. 2a | Nonsupport of Spouse or Child | 1 |
| 609.377, subd. 3 | Malicious Punishment of Child (2nd or Subsequent Violation) | 4 |
| 609.377, subd. 4 | Malicious Punishment of Child (Bodily Harm) | 4 |
| 609.377, subd. 5 | Malicious Punishment of Child (Substantial Bodily Harm) | 4 |
| 609.377, subd. 6 | Malicious Punishment of Child (Great Bodily Harm) | 8 |
| 609.378 | Child Neglect/Endangerment | 1 |
| 609.385 | Treason | Unranked |
| 609.39 | Misprision of Treason | Unranked |
| 609.395 | Obstructing Military Forces | Unranked |
| 609.396, subd. 2 | Unauthorized Presence at Camp Ripley | 3 |
| 609.42, subd. 1 all sections | Bribery | 4 |
| 609.425 | Corrupting Legislator | Unranked |

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|------------------------------------|--|-----------------------|
| 609.445 | Failure to Pay Over State Funds (Over \$5,000) | 3 |
| 609.445 | Failure to Pay Over State Funds (\$5,000 or Less) | 2 |
| 609.455 | Permitting False Claims Against Government (Over \$5,000) | 3 |
| 609.455 | Permitting False Claims Against Government (\$5,000 or Less) | 2 |
| 609.465 | Presenting False Claims to Public Officer (Over \$5,000) | 3 |
| 609.465 | Presenting False Claims to Public Officer (\$5,000, or Less) | 2 |
| 609.466 | Medical Assistance Fraud (Over \$5,000) | 3 |
| 609.466 | Medical Assistance Fraud (\$5,000 or Less) | 2 |
| 609.48 subd. 4(1) | Perjury (Felony Trial) | 5 |
| 609.48, subd. 4(2) | Perjury (Other Trial) | 4 |
| 609.485, subd. 4(a)(1) | Escape from Felony Offense | 3 ⁷ |
| 609.485, subd. 4(a)(2) | Escape, Mental Illness | 1 |
| 609.485, subd. 4(a)(3) | Escape with Violence from Gross Misdemeanor or Misdemeanor Offense | Unranked |
| 609.485, subd. 4(a)(4) | Escape from Civil Commitment | 1 |
| 609.485, subd. 4(a)(5) | Escape from Civil Commitment, Sexually Dangerous Persons | 3 |
| 609.485, subd. 4(b) | Escape with Violence from Felony Offense | 8 |
| 609.486 | Bullet-Resistant Vest During Crime | 1 |
| 609.487, subd. 3 | Fleeing Peace Officer | 1 |
| 609.487, subd. 4(a) | Fleeing Peace Officer (Death) | 10 |
| 609.487, subd. 4(b) | Fleeing Peace Officer (Great Bodily Harm) | 6 |
| 609.487, subd. 4(c) | Fleeing Peace Officer (Substantial Bodily Harm) | 4 |
| 609.49 | Failure to Appear in Court | 1 |
| 609.493 | Solicitation of Mentally Impaired Persons | see note ⁸ |
| 609.494, subd. 2(b) | Solicitation of Juveniles | see note ⁸ |
| 609.495, subd. 1 | Aiding an Offender to Avoid Arrest | 1 |
| 609.495, subd. 3 | Accomplice after the Fact | Unranked |
| 609.495, subd. 4 | Taking Responsibility for Criminal Acts | see note ⁹ |
| 609.496; 609.497 | Concealing Criminal Proceeds; Engaging in Business | Unranked |
| 609.4971 | Warning Subject of Investigation | Unranked |
| 609.4975 | Warning Subject of Surveillance or Search | Unranked |
| 609.498, subd. 1a | Tampering with a Witness 1st Degree | 5 |
| 609.498, subd. 1b | Tampering with a Witness Aggravated 1st Degree | 9 |
| 609.50, subd. 2 | Obstructing Legal Process, Arrest, Firefighting, or Ambulance Service Personnel Crew | 3 |
| 609.504 | Disarming a Peace Officer | 3 |
| 609.52, all sections ¹⁰ | Theft of Public Funds (Over \$5,000) | 3 |
| 609.52, all sections ¹⁰ | Theft of Public Funds (\$5,000 or Less) | 2 |
| 609.52, all sections ¹⁰ | Theft from Person | 4 |
| 609.52, all sections ¹⁰ | Theft of Public Records | 3 |
| 609.52, all sections ¹⁰ | Theft (Looting) | 2 |
| 609.52, subd. 2(a)(1) | Theft (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(1) | Theft (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(1) | Theft of a Motor Vehicle | 4 ¹¹ |
| 609.52, subd. 2(a)(2) | Taking Pledged Property (Over \$5,000) | 3 |

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| 609.52, subd. 2(a)(2) | Taking Pledged Property (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(3) with subd. 3(1) | Theft by Check/False Representation (Over \$35,000) | 6 |
| 609.52, subd. 2(a)(3)(i) | Theft by Check (\$5,001 - \$35,000) | 3 |
| 609.52, subd. 2(a)(3)(i) | Theft by Check (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(3)(ii-v) | Theft by False Representation (\$5,001 - \$35,000) | 3 |
| 609.52, subd. 2(a)(3)(ii-v) | Theft by False Representation (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(4) with subd. 3(1) | Theft by Trick (Over \$35,000) | 6 |
| 609.52, subd. 2(a)(4) | Theft by Trick (\$5,001 - \$35,000) | 3 |
| 609.52, subd. 2(a)(4) | Theft by Trick (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(5) | Temporary Theft (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(5) | Temporary Theft (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(6) | Refusing to Return Lost Property (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(6) | Refusing to Return Lost Property (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(7) | Theft from Coin Operated Machine (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(7) | Theft from Coin Operated Machine (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(8) | Theft of Trade Secret | 3 |
| 609.52, subd. 2(a)(9) | Theft of Leased Property (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(9) | Theft of Leased Property (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(10) & (11) | Altering Serial Number (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(10) & (11) | Altering Serial Number (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(12) | Theft of Cable TV Services (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(12) | Theft of Cable TV Services (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(13) | Theft of Services (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(13) | Theft of Services (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(14) | Theft of Telecommunication Services (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(14) | Theft of Telecommunication Services (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(15)(16) with subd. 3(1) | Diversion of Corporate Property (Over \$35,000) | 6 |
| 609.52, subd. 2(a)(15)(16) | Diversion of Corporate Property (\$5,001 - \$35,000) | 3 |
| 609.52, subd. 2(a)(15)(16) | Diversion of Corporate Property (\$5,000 or Less) | 2 |
| 609.52, subd. 2(a)(17) ¹⁰ | Motor Vehicle Use Without Consent | 3 ¹¹ |
| 609.52, subd. 2(a)(18) | Theft of Motor Fuel from Retailer (Over \$5,000) | 3 |
| 609.52, subd. 2(a)(18) | Theft of Motor Fuel from Retailer (\$5,000 or Less) | 2 |
| 609.52, subd. 3a(1) | Theft (\$1,000 or Less; Risk of Bodily Harm) | 2 |
| 609.52, subd. 3a(2) | Theft (Over \$1,000; Risk of Bodily Harm) | see note ¹² |
| 609.52, subd. 3a(2) | Theft (\$501-\$1,000, and Prior Conviction; Risk of Bodily Harm) | see note ¹² |
| 609.52, subd. 3(1) | Theft of Firearm | 4 |
| 609.52, subd. 3(2) | Theft of Incendiary Device | 4 |
| 609.52, subd. 3(2) | Theft of Controlled Substances | 4 |
| 609.52, subd. 3(3)(b) | Theft of Controlled Substances | 3 |
| 609.52, subd. 3(3)(d)(iii) | Theft from an Abandoned or Vacant Building (\$1,000 or Less) | 1 |
| 609.521 | Possession of Shoplifting Gear | 3 |

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SENTENCING GUIDELINES

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|----------------------------|--|-----------------|
| 609.525, all sections | Bringing Stolen Goods into State (Over \$5,000) | 3 |
| 609.525, all sections | Bringing Stolen Goods into State (\$1,001 - \$5,000) | 2 |
| 609.525, all sections | Bringing Stolen Goods into State (\$501 - \$1,000, w/Previous Conviction) | 2 |
| 609.526 | Precious Metal and Scrap Metal Dealers, Receiving Stolen Goods (2nd or Subsequent Violations) | 4 |
| 609.526, subd. 2(1) | Precious Metal and Scrap Metal Dealers, Receiving Stolen Goods (\$1,000 or More) | 3 |
| 609.526, subd. 2(2) | Precious Metal and Scrap Metal Dealers, Receiving Stolen Goods (Less than \$1,000) | 2 |
| 609.527, subd. 3(3) | Identity Theft | 2 |
| 609.527, subd. 3(4) | Identity Theft | 3 |
| 609.527, subd. 3(5) | Identity Theft | 8 |
| 609.527, subd. 5a | Electronic Use of False Pretense to Obtain Identity | 2 |
| 609.527, subd. 5b | Unlawful Possession or Use of Scanning Device or Reencoder | 2 |
| 609.528, subd. 3(3) | Possession or Sale of Stolen or Counterfeit Check | 2 |
| 609.528, subd. 3(4) | Possession or Sale of Stolen or Counterfeit Check | 3 |
| 609.529 | Mail Theft | 2 |
| 609.53 | Receiving Stolen Goods (Over \$5,000) | 3 |
| 609.53 | Receiving Stolen Goods (\$5,000 or Less) | 2 |
| 609.53 | Receiving Stolen Property (Firearm) | 4 |
| 609.535, subd. 2a(a)(1) | Dishonored Check (Over \$500) | 2 |
| 609.54, all sections | Embezzlement of Public Funds (Over \$2,500) | 3 |
| 609.54, all sections | Embezzlement of Public Funds (\$2,500 or Less) | 2 |
| 609.551, all sections | Rustling of Livestock (Over \$2,500) | 3 |
| 609.551, all sections | Rustling of Livestock (\$2,500 or Less) | 2 |
| 609.561, all sections | Arson 1st Degree | 8 |
| 609.562 | Arson 2nd Degree | 5 |
| 609.563, all sections | Arson 3rd Degree | 3 |
| 609.5641, subd. 1a(a) | Wildfire Arson | 2 |
| 609.5641, subd. 1a(b) | Wildfire Arson (Damage over Five Dwellings, Burns 500 Acres or More, or Crops in Excess of \$100,000) | 7 |
| 609.5641, subd. 1a(c) | Wildfire Arson (Damage over 100 Dwellings, Burns 1,500 Acres or More, or Crops in Excess of \$250,000) | 8 |
| 609.5641, subd. 1a(d) | Wildfire Arson (Demonstrable Bodily Harm) | 5 |
| 609.576, subd. 1(1) | Negligent Fires (Great Bodily Harm) | 4 |
| 609.576, subd. 1(3)(iii) | Negligent Fires (Damage \$2,500 or More) | 2 |
| 609.576, subd. 2 | Dangerous Smoking | 3 |
| 609.582, subd. 1(a) | Burglary 1st Degree (Occupied Dwelling) | 6 ¹³ |
| 609.582, subd. 1(b) (c) | Burglary 1st Degree (w/Weapon or Assault) | 8 |
| 609.582, subd. 2(a)(1) (2) | Burglary 2nd Degree (Dwelling/Bank) | 5 |
| 609.582, subd. 2(a)(3) (4) | Burglary 2nd Degree (Pharmacy/Tool) | 4 |
| 609.582, subd. 2(b) | Burglary 2nd Degree (Government Building, Religious Est., Historic Property, or School Building) | 5 |
| 609.582, subd. 3 | Burglary 3rd Degree (Nonresidential) | 4 |
| 609.586, subd. 2 | Possession of Code Grabbing Devices | 3 |

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SENTENCING GUIDELINES

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| 609.59 | Possession of Burglary Tools | 3 |
| 609.591, subd. 3(1) | Hinder Logging (Great Bodily Harm) | 3 |
| 609.593 | Damage or Theft (Energy Transmission or Telecommunications) | 3 |
| 609.594 | Damage to Property (Critical Service Facilities, Utilities, and Pipelines) | Unranked |
| 609.595, subd. 1(1) | Damage to Property (Risk Bodily Harm) | 3 |
| 609.595, subd. 1(2) (3) (4) | Damage to Property (Over \$500/Service to Public) | 2 |
| 609.595, subd. 1a(a) | Damage to Property (Motivated by Bias) | 1 |
| 609.596, subd. 1 | Killing or Harming a Public Safety Dog | Unranked |
| 609.597, subd. 3(3) | Assaulting or Harming a Police Horse | 1 |
| 609.597, subd. 3(1) & (2) | Assaulting or Harming a Police Horse | Unranked |
| 609.611, all sections | Defrauding Insurer (Over \$5,000) | 3 |
| 609.611, all sections | Defrauding Insurer (\$5,000 or Less) | 2 |
| 609.612 | Insurance Fraud (Employment of Runners) | Unranked |
| 609.615, all sections | Defeating Security on Realty (Over \$5,000) | 3 |
| 609.615, all sections | Defeating Security on Realty (\$5,000 or Less) | 2 |
| 609.62, all sections | Defeating Security on Personalty (Over \$5,000) | 3 |
| 609.62, all sections | Defeating Security on Personalty (\$5,000 or Less) | 2 |
| 609.625, all sections | Aggravated Forgery (Non-Check) | 2 |
| 609.63, all sections | Forgery | 1 |
| 609.631, subd. 4(1) | Check Forgery (Over \$35,000) | 5 |
| 609.631, subd. 4(2) | Check Forgery (Over \$2,500) | 3 |
| 609.631, subd. 4(3)(a) | Check Forgery (\$251 - \$2,500) | 2 |
| 609.631, subd. 4(3)(b) | Check Forgery (\$250 or Less) | 1 |
| 609.632 | Counterfeiting Currency | Unranked |
| 609.635 | Obtaining Signature by False Pretense | 2 |
| 609.64 | Recording, Filing of Forged Instrument | 2 |
| 609.645 | Fraudulent Statements | 1 |
| 609.65(1) | False Certification by Notary Public | 1 |
| 609.651, subd. 1 with 4(a) | State Lottery Fraud | 1 |
| 609.651, subd. 1 with 4(b) and subd. 2 & 3 | State Lottery Fraud | Unranked |
| 609.652 | Fraudulent Drivers' Licenses and Identification Cards | 1 |
| 609.66, subd. 1a(a)(1) | Firearm Silencer | 2 |
| 609.66, subd. 1a(a)(1) | Firearm Silencer (Public Housing, School or Park Zone) | 3 |
| 609.66, subd. 1a(a)(2)& (3) | Discharge of Firearm (Public Housing, School or Park Zone) | 2 |
| 609.66, subd. 1a(a)(2) | Discharge of Firearm (Intentional) | 2 |
| 609.66, subd. 1a(a)(3) | Discharge of Firearm (Reckless) | 1 |
| 609.66, subd. 1b | Furnishing Firearm to a Minor | 2 |
| 609.66, subd. 1c | Furnishing a Dangerous Weapon | 2 |
| 609.66, subd. 1d(a) | Dangerous Weapons on School Property | 4 |
| 609.66, subd. 1e(a) | Drive-By Shooting (Unoccupied Motor Vehicle or Building) | 3 |
| 609.66, subd. 1e(b) | Drive-By Shooting (Toward a Person or Occupied Motor Vehicle or Building) | 8 |
| 609.66, subd. 1g | Weapon in Courthouse/Certain State Buildings | 4 |

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SENTENCING GUIDELINES

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| 609.662, subd. 2(b)(1) | Duty to Render Aid (Death or Great Bodily Harm) | 2 |
| 609.662, subd. 2(b)(2) | Duty to Render Aid (Substantial Bodily Harm) | 1 |
| 609.667 | Remove or Alter Serial Number on Firearm | 1 |
| 609.668, subd. 6 | Explosive Devices/Incendiary Devices | 6 |
| 609.67, subd. 2 | Possession/Ownership of Machine and Shortbarreled Shotguns | 3 |
| 609.671 | Hazardous Wastes | Unranked |
| 609.686, subd. 2 | Tampering w/Fire Alarm System (Results in Bodily Harm) | 3 |
| 609.686, subd. 2 | Tampering w/Fire Alarm System (Potential for Bodily Harm) | 1 |
| 609.687, subd. 3(1) | Adulteration Resulting in Death | 11 |
| 609.687, subd. 3(2) | Adulteration Resulting in Bodily Harm | 4 |
| 609.687, subd. 3(3) | Adulteration | Unranked |
| 609.71, subd. 1 | Riot 1st Degree | 8 |
| 609.71, subd. 2 | Riot 2nd Degree | 2 |
| 609.712 | Real/Simulated Weapons of Mass Destruction | Unranked |
| 609.713, subd. 1 | Terroristic Threats - Violence Threat/Evacuation | 4 |
| 609.713, subd. 2 | Terroristic Threats - Bomb Threat | 2 |
| 609.713, subd. 3(a) | Terroristic Threats - Replica Firearm | 1 |
| 609.714 | Offense in Furtherance of Terrorism | see note ¹⁴ |
| 609.746, subd. 1(e) | Interference with Privacy (Subsequent Violations or Minor Victim) | 1 |
| 609.7475 | Fraudulent or Improper Financing Statements | Unranked |
| 609.748, subd. 6(d) | Violation of Harassment Restraining Order | 4 |
| 609.749, subd. 3(a) (b) | Stalking (Aggravated Violations) | 4 |
| 609.749, subd. 4(a) | Stalking (2nd or Subsequent Violations) | 4 |
| 609.749, subd. 4(b) | Stalking (3rd or Subsequent Violations) | 5 |
| 609.749, subd. 5 | Stalking (Pattern of Conduct) | 5 |
| 609.76, subd. 2 | Sports Bookmaking | 4 |
| 609.76, subd. 3, 4, 5, 6, & 7 | Gambling Acts (Cheating, Certain Devices Prohibited; Counterfeit Chips; Manufacture, Sale, Modification of Devices; Instruction) | Unranked |
| 609.763 | Lawful Gambling Fraud | Unranked |
| 609.776 | Interference with Emergency Communications | 5 |
| 609.78, subd. 2a | Emergency Telephone Calls and Communications (Reporting Fictitious Emergency Resulting in Serious Injury or Death) | 8 |
| 609.78, subd. 2b(1) | Emergency Telephone Calls and Communications (3rd or Subsequent, Making Calls When No Emergency Exists) | 4 |
| 609.78, subd. 2b(2) | Emergency Telephone Calls and Communications (Blocks, Interferes, Prevents Using Multiple Communication Devices or Electronic Means) | 5 |
| 609.80, subd. 2 | Cable Communication Systems Interference | 1 |
| 609.82, all sections | Fraud in Obtaining Credit (Over \$5,000) | 3 |
| 609.82, all sections | Fraud in Obtaining Credit (\$5,000 or Less) | 2 |
| 609.821, subd. 2(1) (2) (5) (6) (7) (8) | Financial Transaction Card Fraud (Over \$2,500) | 3 |
| 609.821, subd. 2(1) (2) (5) (6) (7) (8) | Financial Transaction Card Fraud (\$2,500 or Less) | 2 |

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SENTENCING GUIDELINES

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| 609.821, subd. 2(3) (4) | Financial Transaction Card Fraud | 1 |
| 609.821, subd. 3(1)(i) | Financial Transaction Card Fraud (Over \$35,000) | 5 |
| 609.822 | Residential Mortgage Fraud | 2 |
| 609.825, subd. 2 | Bribery of Participant or Official in Contest | 2 |
| 609.83 | Falsely Impersonating Another | Unranked |
| 609.85(1) | Dangerous Trespass, Railroad Tracks | 3 |
| 609.851, subd. 2 | False Traffic Signal | 3 |
| 609.855, subd 2(c)(1) | Interference with Transit Operator | 1 |
| 609.855, subd. 5 | Discharge Firearm at Occupied Transit Vehicle/Facility | 6 |
| 609.855, subd. 5 | Discharge Firearm at Unoccupied Transit Vehicle/Facility | 1 |
| 609.856 | Police Radios During Commission of Crime | Unranked |
| 609.86 | Commercial Bribery | 4 |
| 609.88 | Computer Damage (Over \$2,500) | 3 |
| 609.88 | Computer Damage (\$2,500 or Less) | 2 |
| 609.89 | Computer Theft (Over \$2,500) | 3 |
| 609.89 | Computer Theft (\$2,500 or Less) | 2 |
| 609.891 | Unauthorized Computer Access | Unranked |
| 609.8912 | Computer Encryption | Unranked |
| 609.893, subd. 1 | Telecommunications and Information Services; Obtaining Services by Fraud (Over \$2,500) | 3 |
| 609.893, subd. 1 | Telecommunications and Information Services; Obtaining Services by Fraud (\$2,500 or Less) | 2 |
| 609.893, subd. 2 | Telecommunications and Information Services; Facilitation of Telecommunications Fraud | 2 |
| 609.894, subd. 3 | Cellular Counterfeiting 2nd Degree | 1 |
| 609.894, subd. 4 | Cellular Counterfeiting 1st Degree | 2 |
| 609.895, subd. 3(a) | Counterfeited Intellectual Property | 2 |
| 609.895, subd. 3(b) | Counterfeited Intellectual Property | 1 |
| 609.896 | Criminal Use of Real Property (Movie Pirating) | 1 |
| 609.904 | Racketeering (RICO) | Unranked |
| 617.20 | Abortion | Unranked |
| 617.22 | Abortion | Unranked |
| 617.23, subd. 3 | Indecent Exposure | G |
| 617.241, subd. 4 | Obscene Materials - Distribution | Unranked |
| 617.246 | Use of Minors in Sexual Performance Prohibited | E |
| 617.247, subd. 3 | Dissemination of Pictorial Representation of Minors (Subsequent or by Predatory Offenders) | D |
| 617.247, subd. 3 | Dissemination of Pictorial Representation of Minors | E |
| 617.247, subd. 4 | Possession of Pictorial Representation of Minors (Subsequent or by Predatory Offenders) | F |
| 617.247, subd. 4 | Possession of Pictorial Representation of Minors | G |
| 624.713, subd. 2(a) | Certain Persons Not to Have Firearms | 3 |
| 624.713, subd. 2(b) | Certain Persons Not to Have Firearms | 6 |
| 624.7132, subd. 15(b) | Transfer Pistol to Minor | 2 |
| 624.714, subd. 1a | Pistol Without Permit (Subsequent Violations) | 1 |
| 624.7141, subd. 2 | Transfer Pistol to Ineligible Person | 2 |

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| 624.7181, subd. 2 | Assault Weapon in Public (Under 21) | 1 |
| 624.7191 | Metal Penetrating Bullets | Unranked |
| 624.731, subd. 8(a) | Tear Gas and Tear Gas Compounds; Electronic Incapacitation Devices | 3 |
| 624.732, subd. 2 | Intentional Release of Harmful Substance | 3 |
| 626A.02, subd. 4; 626A.03, subd. 1(b)(ii); 626A.26, subd. 2(1)(ii) | Wire Communications Violations | Unranked |
| 626.556, subd. 6 | Failure to Report | Unranked |
| 629.75, subd. 2(d) | Violation of a Domestic Abuse No Contact Order | 4 |
| 641.165, subd. 2(b) | Bring Dangerous Weapon into County Jail | 4 |

¹ See section 2.C. and Appendix 1, to determine the presumptive disposition.

² See section 2.C. and Appendix 1, to determine the presumptive disposition for a felony assault committed by an inmate serving an executed term of imprisonment or for assault on secure treatment facility personnel.

³ See section 2.A.5., to determine the presumptive sentence.

⁴ See section 2.G.10., to determine the presumptive sentence.

⁵ See section 2.G., to determine the presumptive sentence.

⁶ See section 2.G.8., to determine the presumptive sentence.

⁷ See section 2.C. and Appendix 1, to determine the presumptive disposition for an escape from an executed sentence.

⁸ See section 2.G.3., to determine the presumptive sentence.

⁹ See section 2.G.6., to determine the presumptive sentence.

¹⁰ Includes offenses sentenced according to Minnesota Statutes, section 609.52, subdivision 3(3)(d).

¹¹ See *Comment 2.A.05*, for commentary on motor vehicle offense severity levels.

¹² See section 2.A.2.a-b., to determine the severity level.

¹³ See section 2.C.3.b and Appendix 1, to determine the presumptive disposition.

¹⁴ See section 2.G.7., to determine the presumptive sentence.